

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2005-138481-001 DT

08/12/2016

HONORABLE WARREN J. GRANVILLE

CLERK OF THE COURT
B. Navarro
Deputy

STATE OF ARIZONA

JEANNETTE GALLAGHER
ERIC BASTA
JULI S WARZYNSKI

v.

RYAN WESLEY KUHS (001)

MARCI A KRATTER
SHARMILA ROY

CAPITAL CASE MANAGER

MINUTE ENTRY (CAPITAL CASE)

11:27 a.m. The Rule 11 Hearing continues from August 11, 2016.

Courtroom 6A SCT

State's Attorney:	Jeannette Gallagher and Eric Basta
Defendant's Attorney:	Marci A. Kratter and Sharmila Roy
Defendant:	Present

Court Reporter, Rochelle Dobbins, is present.

A record of the proceedings is also made digitally.

The Victim's next of kin, Ms. Perez, is present telephonically.

The State advises that it Subpoenaed Dr. Olshan to testify at 10:30 a.m., but Dr. Olshan has not appeared.

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Discussion is held.

IT IS ORDERED that Dr. Olshan shall appear on August 15, 2016 at 3:00 p.m. before Judge Granville to testify at the Rule 11 Hearing.

11:32 a.m. Court stands at recess.

The Court directs the State to submit an order regarding Dr. Olshan's directive by the Court to appear on August 15, 2016 at 3:00 p.m.

Defendant's Exhibit 7 is marked for identification.

1:32 p.m. Court reconvenes.

State's Attorney: Jeannette Gallagher, Eric Basta, and Juli S. Warzyski

Defendant's Attorney: Marci A. Kratter and Sharmila Roy

Defendant: Present

Court Reporter, Rochelle Dobbins, is present.

A record of the proceedings is also made digitally.

The Victim's next of kin, Ms. Perez, is present telephonically.

Defendant's case continues:

Dr. Celia Drake is sworn and testifies.

Defendant's Exhibit 7 is received in evidence.

2:15 p.m. The Court stands at recess.

2:33 p.m. Court reconvenes.

State's Attorney: Jeannette Gallagher and Eric Basta

Defendant's Attorney: Marci A. Kratter and Sharmila Roy

Defendant: Present

Court Reporter, Rochelle Dobbins, is present.

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The Victim's next of kin, Ms. Perez, is present telephonically.

Dr. Celia Drake resumes the stand and testifies further.

State's counsel advises that she cannot proceed because she has not received some of Dr. Drake's records.

2:40 p.m. Court stands at recess.

2:55 p.m. Court reconvenes.

State's Attorney:	Jeannette Gallagher and Eric Basta
Defendant's Attorney:	Marci A. Kratter and Sharmila Roy
Defendant:	Present

Court Reporter, Rochelle Dobbins, is present.

A record of the proceedings is also made digitally.

The Victim's next of kin, Ms. Perez, is present telephonically.

IT IS ORDERED that Dr. Drake shall provide her CHS records that she was provided to Defense counsel for review and then disclosure to the State.

IT IS FURTHER ORDERED that whatever records the State has that the Defense does not have, the State shall provide those records to the Defense.

The Court will resume this Rule 11 Hearing on August 15, 2016 at 1:30 p.m. Dr. Drake's cross-examination will resume on August 24, 2016 at 2:30 p.m.

2:56 p.m. Court stands at recess until **August 15, 2016 at 1:30 p.m.**